

**IN THE UNITED STATES DISTRICT COURT FOR THE**  
**DISTRICT OF MARYLAND**

**DARRELL A. BRITTINGHAM** \*

\*

**Plaintiff**

\*

\*

**vs.**

**Civil No.: 02 CV 4055 SKG**

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**JOSEPH E. McGEENEY, et al**

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**Defendants**

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**PLAINTIFF'S RESPONSE TO DEFENDANTS'**  
**MOTION FOR SUMMARY JUDGMENT**

The Plaintiff, Darrell A. Brittingham, by and through his attorneys, Michael L. Sandul and McCarthy & Costello, L.L.P., pursuant to F.R.C.P. 56 and Local Rule 105, hereby responds to the Defendants' Motion for Summary Judgment, and states:

1. That there are genuine issues as to material facts.
2. That the Defendants are not entitled to judgment in their favor as a matter of law as more fully set forth in the attached Memorandum in support of Plaintiff's Response to Defendants' Motion for Summary Judgment.

**WHEREFORE**, for the foregoing reasons, the Plaintiff respectfully requests that this Honorable Court deny the Defendants' Motion for Summary Judgment.

McCARTHY & COSTELLO, L.L.P.

By: \_\_\_\_\_

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Attorney for Plaintiff

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that on this 14<sup>TH</sup> day of May, 2004, a copy of the foregoing Plaintiff's Response to Defendants' Motion for Summary Judgment was mailed, postage prepaid to:

**MICHAEL T. HAMILTON, Esquire**

Marks, O'Neill, O'Brien & Courtney

The Bonaparte Building

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Attorney for Defendants McGeeney & Town of Centreville

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